

UTILITY PATENT APPLICATION TRANSMITTAL*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Docket No: D-2877CON2

Total Pages in this Submission

TO THE COMMISSIONER FOR PATENTS**MS Patent Application****PO Box 1450****Alexandria, VA 22313-1450**

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 CFR 1.53(b) is a new utility patent application for an invention entitled:

**CONTACT LENS HAVING A UNIFORM HORIZONTAL
THICKNESS PROFILE**

and invented by:

ARTHUR BACK

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

☒ **Continuation** ☐ **Divisional** ☐ **Continuation-in-part (CIP)** of Application Serial No. 10/171,718, filed June 14, 2002, which is a continuation of Application Serial No. 09/818,244 filed March 27, 2001.

Enclosed are **Application Elements**:

- ☒ Filing Fee
- ☒ Specification having 33 page(s) and including the following:
- ☒ Title of the Invention
 - ☒ Cross References to Related Applications (*if applicable*)
 - ☒ Background of the Invention
 - ☒ Brief Summary of the Invention
 - ☒ Description of the Drawings
 - ☒ Detailed Description
 - ☒ Claim(s) as Classified Below
 - ☒ Abstract of the Disclosure
- ☒ 7 Sheets of Drawings(s) (37 CFR 113) ☒ Formal ☐ Informal
- ☒ Declarations ☒ Executed ☐ Unexecuted
- ☒ Copy from prior application (37 CFR 1.63(d)) (*for continuation/divisional application only*)
- ☒ Power of Attorney ☒ Executed ☐ Unexecuted
- ☒ Copy from prior application (37 CFR 1.63(d)) (*for continuation/divisional application only*)
- ☐ Incorporation By Reference -- The entire disclosure of the prior application from which a copy of the oath or declaration is supplied under the above entry, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ Computer Program in Microfiche (*Appendix*)

Accompanying Application Parts

- ☒ Assignment Papers (cover sheets & documents(s))
- ☒ The prior application is assigned of record to **OCULAR SCIENCES, INC..**

[x] Copy from prior application (37 CFR 1.63(d)) (for continuation/divisional application only)

- [] 37 CFR 3.73(B) Statement (when there is an assignee)
[] English Translation Document (if applicable)
[X] Information Disclosure Statement/PTO-1449 [X] Copies of IDS Cited Reference(s)
[X] Preliminary Amendment
[X] Acknowledgment postcard
[] Copy from prior application (37 CFR 1.63(d)) (for continuation/divisional application only)
[X] Certificate of Mailing by Express Mail
[] Certified Copy of Priority Document(s) (if foreign priority is claimed)
[X] Application Data Sheet

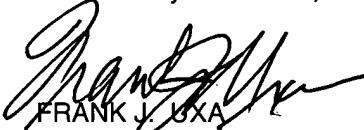
Fee Calculation and Transmittal

* The filing fee is calculated on the basis of the claims existing in the prior application as amended by the accompanying preliminary amendment noted above.

| CLAIMS AS FILED | | | | | |
|---|--------|----------|--------|-----------|-----------|
| For | #Filed | #Allowed | #Extra | Rate | Fee |
| Total Claim | 20 | - 20 = | 0 | X \$18.00 | \$0.00 |
| Independent Claims | 1 | - 3 = | 0 | X \$84.00 | \$ 0.00 |
| Multiple Dependent Claims (check if applicable) [] | | | | | \$ 0.00 |
| BASIC FEE | | | | | \$ 770.00 |
| OTHER FEE (specify purpose) | | | | | \$ 0.00 |
| (Applicant has small entity status under 37 CFR 1.9 and 1.27) SMALL ENTITY STATUS | | | | | -- |
| TOTAL FILING FEE | | | | | \$770.00 |

- [x] A check in the amount of \$770 to cover the filing fee is enclosed.
[x] The Commissioner is hereby authorized to charge and/or credit Deposit Account Number 21-0890 as described below.
[] Charge the amount of \$ as filing fee.
[x] Credit any overpayment.
[x] Charge any additional filing fees required under 37 CFR 1.16 and 1.17.

Respectfully Submitted,


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THE ENCLOSED PATENT APPLICATION OF ARTHUR BACK IS BEING FILED IN ACCORDANCE WITH SECTION 37 CFR 1.10 BY EXPRESS MAIL AND SHOULD BE ACCORDED A FILING DATE OF:

April 19, 2004

SEE THE EXPRESS MAIL CERTIFICATE ATTACHED TO THE APPLICATION.

D-2877CON2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT

In re application of:

| | | |
|---------------------------|---|---------------------------|
| BACK |) | Group Art Unit: N/A |
| |) | (Prior Application: 2873) |
| |) | |
| Serial No. N/A |) | Examiner: N/A |
| |) | (Prior Application: |
| Dated: Submitted herewith |) | Sugarman, S.) |

For: CONTACT LENS HAVING A
UNIFORM HORIZONTAL THICKNESS
PROFILE

Express Mail Mailing Label No. EV446208158US

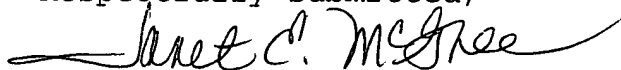
Date of Deposit: April 19, 2004

I hereby certify that the following documents as identified below are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Commissioner of Patents, Box New Application, Washington, D.C. 20231:

1. Application Transmittal Sheet;
2. Preliminary Amendment;
3. Copy of Patent Application;
4. Seven (7) formal sheets of drawings;
5. Copy of Declaration;
6. Application Data Sheet;
7. Information Disclosure Statement and PTO 1449s;
8. Check in the amount of \$770.; and
9. Self-addressed postcard.

The 9 above-identified documents are enclosed herewith.

Respectfully submitted,



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